

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

May 8, 2018

DCO-076

No. 17-3110

UNITED STATES OF AMERICA

v.

JEREMY HACHEY,
Appellant

(E.D. Pa. No. 5-16-cr-00128-001)

Present: JORDAN, SHWARTZ and KRAUSE, Circuit Judges

1. Motion by Appellee for Summary Affirmance and to be Excused from Filing a Brief
2. Appellant's Response in Opposition

Respectfully,
Clerk/cjg

ORDER

Because the panel is bound to apply existing Circuit precedent, and as Appellant expressly seeks to overturn that precedent, and such relief is only possible through en banc consideration, see Third Circuit I.O.P. 9.1; Joyce v. Maersk Line Ltd., 874 F.3d 502, 508 (3d Cir. 2017) (en banc), the motion for summary affirmance is granted and the Appellee is excused from filing a response brief. Nothing herein precludes the Appellant from filing a petition for en banc rehearing if he so wishes.

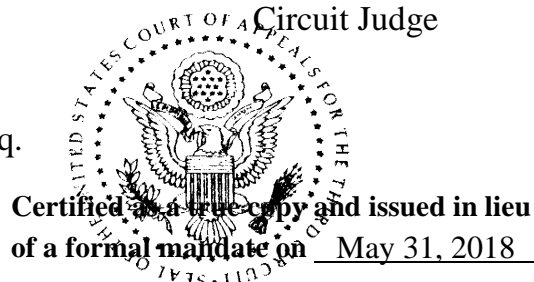
By the Court,

s/Patty Shwartz
Circuit Judge

Dated: May 9, 2018

CLW/CJG/cc: Jennifer B. Jordan, Esq.

Richard Q. Hark, Esq.



Teste: *Patricia A. Dodge*
Clerk, U.S. Court of Appeals for the Third Circuit